

5/053/046



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
CEDAR CITY DISTRICT
DIXIE RESOURCE AREA

345 E. Riverside Drive, Suite 102
St. George, Utah 84770
Phone (801)673-4654 • Fax (801)673-5729

pg 2

4-19-95

IN REPLY REFER TO:
3809
UTU-73395
(UT-045)

April 19, 1995

Certified Mail # Z 195 900 211 - Return Receipt Requested

Mr. Russell C. Feller
Feller Holding Corp.
1051 North 1100 West
St. George, UT 84770

Dear Mr. Feller:

This will acknowledge receipt of your Notice for work in T. 40 S., R. 16 W., sec. 27 and 28 on the TJKSJ unpatented claims. The BLM case file is UTU-73395. The "Guidelines to Prevent Undue or Unnecessary Degradation" for this Notice are attached.

A copy of the information provided in the Notice has been forwarded to the Utah Division of Oil, Gas and Mining (UDOGM). Therefore, you will not be required to submit an application to UDOGM; however, reclamation of the work done under this Notice is required to comply with the Utah Mined Land Reclamation Act.

Acceptance of this Notice will not now, or in the future, serve as a determination of the validity of any mining claim to which it may relate.

If you have any questions, please contact Larry Gore of this office at extension 205.

Sincerely,

James Crisp
Area Manager

enclosure -
Guidelines - 2 pgs.

CASE FILE

GUIDELINES TO PREVENT UNDUE OR UNNECESSARY DEGRADATION

Except for work to the extent necessary to preserve evidence of mineralization, and roads needed for the continuation of mineral-related exploratory operations, all work conducted under a mining Notice (43 CFR 3809.1-3) must be reclaimed prior to beginning any work under a new Notice.

All required Federal, State, and County permits must be obtained prior to starting operations. In the event that work must be done before the permit can be issued (for example - a facility must be constructed and inspected before Div. of Water Quality will issue their permit) the authorized officer will allow the necessary work to proceed to the extent necessary to obtain the permit.

All operations conducted under this Notice will be conducted in a manner that will prevent unnecessary or undue degradation, and provide protection of nonmineral resources on the Federal lands.

Native Vegetation: Where possible, major vegetation (pinyon and juniper trees) will be avoided.

Road Specifications: No new road construction is authorized. The existing roads accessing the proposed mine site may be rebuilt and maintained as necessary for safe operations.

Gate: The right-of-way gate entering onto Highway 18 must be maintained in good condition and kept closed. It shall not be locked. If a problem develops, the operator may request authorization to lock the gate at any time.

Archaeological: No sites were identified in the specified work areas. However, if any cultural and/or paleontological resource (historic or prehistoric site or object) is discovered on Federal land, it shall be immediately reported to the Authorized Officer. All operations in the immediate area of such a discovery shall be suspended until written authorization to proceed is issued by the authorized officer.

Threatened or Endangered Species: If any species listed as threatened or endangered is encountered, the operator shall immediately suspend operations and report the incident to the authorized officer.

Refuse: The sites shall be maintained in a sanitary condition at all times, and waste materials shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.

Reclamation: Reclamation will consist of reshaping all disturbed areas to natural appearing contours. Seeding may be required, depending on the final size of disturbance. If seeding is required, a seed mix will be determined by BLM, UDOGM and the operator.

The authorized officer shall be notified when the reclamation is completed. An inspection will then be made to determine the acceptability of the reclamation.

Annual Update: If operations described in this Notice shall continue for more than one year, the authorized officer must be notified on the anniversary of the Notice. This notification is required regardless of the time period stated in the Notice.